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August 11, 2020

**Via ECF**

Hon. Judge Ronnie Abrams, USDJ  
Thurgood Marshall  
United States Courthouse  
40 Foley Square  
New York, NY 10007  
(212) 805-0284

Re: Macaluso v *JZJ Services, LLC*, 20-cv-1407 (RA)  
Letter Motion To Adjourn Deadline to Submit  
Answer/ Proposed Settlement Agreement and  
*Cheeks* Letter

Dear Hon. Judge Abrams:

Plaintiff hereby submits this letter motion, jointly with Defendants, seeking leave to adjourn the deadline to answer, *nunc pro tunc*. While the Court required an answer be served on or before July 25, 2020, (Dkt. 18) the parties have over the last two months engaged in intensive negotiations and informal exchange of discovery. Yesterday the parties reached an agreement in principal to resolve Plaintiff's claims and they anticipate finalizing a proposed settlement agreement and fairness letter pursuant to *Cheeks v. Freeport Pancake House, Inc.*, 796 F.3d 199, 200 (2d Cir. 2015) within one week, by next Friday, August 21, 2020.

Accordingly, the parties request the Court extend the deadline to file an answer July 25, 2020 to August 21, 2020, *nunc pro tunc*. Good cause for such adjournment is found in the parties' successful efforts to resolve this matter. This is the third request to extend the deadline to answer, such answer having been originally due on May 9, 2020 (Dkt. 14) and the parties having twice previously entered such stipulations (Dkt. # 16 and 18) during ongoing negotiations and informal discovery.

We thank the Court for its consideration.

Respectfully submitted,

/s/Jodi Jaffe

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Application granted.

SO ORDERED.

A handwritten signature in blue ink, appearing to read 'Ronnie Abrams', is written over a horizontal line.

Hon. Ronnie Abrams  
8/12/2020